

**STATE OF CALIFORNIA
Energy Resources Conservation
and Development Commission**

In the Matter of:)	Docket No. 99-AFC-4
)	
Application for Certification)	COMMITTEE AMENDMENT TO
For the ELK HILLS)	ERRATA To November 20, 2000
Power Project)	PRESIDINGMEMBER S
-----)	PROPOSED DECISION

HAZARDOUS MATERIALS MANAGEMENT

Page 166, added as the final sentence of HAZ-1 is the following language,

Page 169, added as a new Condition, HAZ-6, is the following language:

SOIL AND WATER

Page 281, added as new Conditions SOIL&WATER 4 & 5 is the following language:

SOIL&WATER-4: The Project shall employ water conservation measures to limit water use to a maximum of 3,000 acre-feet per year.

Verification: The project owner shall summarize the water use of the project during the previous year in the Annual Compliance Report. Records substantiating such use shall be provided to the CPM within ten (10) days of a request by the CPM.

SOIL&WATER-5: The Project shall fund the acquisition of water or water rights for the purpose of water conservation or environmental enhancement. Such funding shall result in at least 1000 acre feet per year of water conservation or environmental enhancement over the life of the Project, except that such funding shall total no more than an annual payment of \$100,000 with 3.5 percent per year added thereafter. The first payment shall be made when commercial operation begins, and a payment shall be made each year thereafter for the life of the Project. The measure(s) will be selected by mutual agreement of the Developer and CURE. Examples of such measures include, but are not limited to, the following:

- a. Contribution to the CalFed Environmental Water account, which is the option preferred by the Parties;
- b. Acquisition of water from Berenda Mesa Water District that could be applied to environmental enhancement purposes in the Delta or otherwise managed to promote water conservation.

Verification: Within sixty (60) days after commercial operation of the project and thereafter in the Annual Compliance Report, the project owner shall submit evidence of payment as required by the above condition for water conservation or environmental enhancement to the CalFed Water Account, or to such other recipient as may be mutually agreed upon by the project owner and California Unions for Reliable Energy (CURE). Project owner shall also provide a letter from CURE identifying the mutually agreed upon recipient.

The Parties comments that effect minor language modifications to the Revised RPMPD will be reflected in the Final Decision.